IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.44952 of 2008
RAM SWAROOP PASWAN @ RAMU PASWAN
S/O-Prabhu Paswan, R/O-Vill-Nekpur, P.S.-Chhabilapur, Distt.-Nalanda.
.....Petitioner.
Versus
STATE OF BIHAR

2/ 04.12.2008 Heard learned Counsel for the petitioner and learned Counsel appearing on behalf of the State.

The petitioner is sole named accused of this case which has been registered under Section 407 of the Indian Penal Code.

The petitioner was a contractor. He was advanced Rs. 12000/- for digging a well. The amount was retained but the work was not done.

Submission is that the informant had remedy to realize the bank by taking recourse to Civil Court but he has lodged a criminal case. The petitioner has stated that only Rs. 6000/- was advanced and not Rs. 12,000/-. Due to terrain some difficulties arose and it is the fault of the informant who did not take notice to this fact.

Let the above named petitioner be released from custody on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M., Nalanda at Bihar Sharif in connection with Silao (Chhabilapur) P.S. Case No. 467/1996.

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kksinha/ **(Shyam Kishore Sharma, J.)**